

GOVERNMENT OF TALANGANA
ABSTRACT

Forest Conservation Act, 1980 – Diversion of **8.78 ha** of Forest Land in R.F Arli Block Adilabad Range of Adilabad Division for Construction of Canal to lift 5.12 TMC of water from lower Penganga Inter State Project Maharashtra State to Irrigate an ayacut of 19233 ha of Agricultural lands in favour of SE, I & CAD Department, Irrigation circle, Nirmal – **Final (Stage-II)** approval accorded – Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No. 12

Dated: 02-03-2021.

Read the following:-

1. From the PCCF, TS, Hyd., Lr.No.1345/2014/FCA-1/TS, dt.10.12.2014.
2. State Govt. Lr.No.3547/For.I(1)/2014-1, Dt:23.12.2014.
3. From Dy. CF (Central), GoI, MoEF&CC, Chennai, F.No.4-TSC004/2015-CHN/100, Dt.30.03.2015.
4. From the PCCF, TS, Hyd., Rc.No.1345/2014/FCA-1,Dt.28.02.2020.
5. Govt. Letter. No.3547/For.I(1)/2014, Dated:21.03.2020)
6. From the Regional Officer, GoI, MoEF&CC, Hyderabad, F.No.4-TSC004/2015-CHN/172, Dt.26.11.2020)

O R D E R

In the letter 1st read above, the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad has submitted a proposal for diversion of **8.78 ha** of Forest land in R.F Arli Block Adilabad Range of Adilabad Division for Construction of Canal to lift 5.12 TMC of water from lower Penganga Inter State Project Maharashtra State to Irrigate an ayacut of 19233 ha of Agricultural lands in favour of SE, I & CAD Dept., Irrigation circle, Nirmal.

2. In the letter 2nd read above, the proposal in para-1 above was forwarded to Government of India, Ministry of Environment, Forests & Climate Change, Chennai, for granting approval under section -2 of the Forest (C) Act, 1980.

3. In the 3rd read above, the Ministry of Environment, Forests & Climate Change, Chennai, have granted in-principle (Stage-I) approval for the above proposal, subject to fulfillment of the conditions stipulated thereof.

4. In the letter 5th read above, the Government of Telangana have sent the report of compliance on the conditions stipulated by GoI, as submitted by the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad in her letter 4th read above, to the Ministry of Environment, Forests & Climate Change, Chennai for according necessary approval.

5. In the letter 6th read above, Central Government have granted final (Stage-II) approval for the proposal in para 1 above, under Section- 2 of the Forest (C) Act, 1980, subject to fulfillment of the conditions stipulated therein.

6. Accordingly, Government hereby accord **final (Stage-II)** approval for diversion of 8.78 ha of Forest land in R.F Arli Block Adilabad Range of Adilabad Division for Construction of Canal to lift 5.12 TMC of water from lower Penganga Inter State Project Maharashtra State to Irrigate an ayacut of 19233 ha of Agricultural lands in favour of SE, I & CAD Dept, Irrigation circle, Nirmal, subject to the following conditions:-

1. The Legal status of forest land remain unchanged;

(PTO)

2. The Forest Department shall carry out demarcation of the diverted forest area by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters from the amount which is already realized from the User Agency;
3. The Compensatory Afforestation (CA) over **8.78 ha** shall be raised and maintained by the State Forest Department from the amount which is already realized from the User Agency;
4. The transferred and mutated non-forest land in favour of Forest Department over 8.78 ha in Sy.1/2 of Mangrool village of Bela Mandal in Adilabad Forest Division proposed for Compensatory Afforestation (CA) shall be declared as Reserved Forest under Section-4 or Protected Forest under Section – 29 of the Indian Forest Act, 1927 or under the relevant Section (s) of the State Forest Act. The Nodal Officer must report compliance within a period of six months from the date of grant of final approval and send a copy of the original notification to this office for information and record;
5. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency.
6. User Agency shall take up planting on the top and slope of the bund portion after completion of the formation of canal, wherever possible;
7. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
8. Disturbance shall be kept minimal by creating labour camps outside the forest area as far as possible and it will be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;
9. Water requirement for nurseries / raising plantation shall be provided at free of cost to the forest department;
10. The State Forest Department shall create a task force to prevent encroachment and illegal cultivation and utilize the amount (one crore rupees) exclusively realized from the User Agency.
11. The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;
12. The forest land shall not be used for any purpose other than that specified in the proposal and total forest utilized for the project shall not exceed **8.78 ha**;
13. User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;
14. Any other condition that the Regional Officer (Central) of Integrated Regional Office, Hyderabad may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;

15. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines under FCA, 1980.

7. The Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad shall take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

A.SANTHI KUMARI,
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.

Copy to:

The Director General, Government of India, Ministry of Environment & Forests
and Climate Change (Forest Conservation Division),
Indira Paryavaran Bhawan, Aliganj, Jorbagh Road,
New Delhi 110 003.

The Addl. Prl. Chief Conservator of Forests, (Central), Govt. of India,
Ministry of Environment & Forests, Regional office, Panagal
Building, 8th floor, Saidapet, Chennai -600 015.

The SE, I & CAD Dept, Irrigation circle, Nirmal.
PS to Hon'ble M(F&E).
SC/SF.

//FORWARDED:: BY ORDER//

SECTION OFFICER